Item No.: 09

Date: 10 2023 NOV

Republic of the Philippines
PROVINCE OF LEYTE
Palo, Leyte

PROVINCIAL LEGAL OFFICE



2nd INDORSEMENT October 23, 2023



Respectfully returned to the Sangguniang Panlalawigan of Leyte, through the SP Secretary, the attached Ordinance No.46 S-2023 - 2025 of the Sangguniang Bayan of Villaba, Leyte, recommending for the declaration of its validity, pursuant to its power under Section 56 (C) of R.A. 7160, to the opinion of the Provincial Legal Office (PLO), in consonance with the authority under R.A. 9275 mentioned in the ordinance.

ATTY. JOSE RAYMUND A. ACOL

Asst. Provincial Legal Officer

ⁱ Philippine Clean Water Act of 2004

Republic of the Philippines PROVINCE OF LEYTE Palo, Leyte

OFFICE OF THE SANGGUNIANG PANLALAWIGAN

1st INDORSEMENT 18 October 2023 Povince of Leyte
Legal Offic

Received FFF

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Date: 6. 18. 23

The Provincial Legal Office is respectfully requested to review and submit recommendations on the herein enclosed MUNICIPAL ORDINANCE NO. 46, S. 2023-2025 of the MUNICIPALITY OF VILLABA, LEYTE, entitled: AN ORDINANCE CREATING WATER SUPPLY AND QUALITY MONITORING COUNCIL IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE AND PROVIDING FUNDS THEREOF AND FOR OTHER PURPOSES.

FLORINDA JILUS, UYVICO Secretary to the Sanggunian



MUNICIPAL ORDINANCE NO. 46, S-2023-2025

OCT 18 2023

AN ORDINANCE CREATING WATER SUPPLY AND QUALITY MONITORING COUNCIL IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE AND PROVIDING FUNDS THEREOF AND FOR OTHER PURPOSES.

Introduced by: Sangguniang Bayan Member Felipe S. Casas, Sr.

WHEREAS, water is one of the most essentials elements of health as it constitute more than three-forth of the human body;

WHEREAS, to ensure public health and wellness, maintaining a clean and quality drinking water is imperative;

WHEREAS, Section 20 of R.A. 9275 or the Philippine Clean Water ACT of 2004 has empowered Local Government Unit (LGU) a role in the management and improvement of water quality within their territorial jurisdiction and enumerated the powers and functions of LGU in monitoring water supply and quality;

WHEREAS, CHAPTER 11 Section 3.5 of the implementing rules and regulations of P.D. 856 of the Code on Sanitation of the Philippines, provides that the local health authority shall establish a water surveillance program thru the creation of the Local Drinking Water Quality Monitoring Council, to oversee the operation of the water system and the quality of water produced and distributed by them and to monitor the implementation of the provisions of these implementing rules and regulations;

WHEREAS, to ensure quality water supply in the municipality of Villaba, there is a need to establish a water supply and quality monitoring council which will MONITOR, ANALYZE and REGULATE all sources of water whether it is for human consumption safe for microorganism or for irrigation water only;

NOW, THEREFORE, Be it ordained by the Sangguniang Bayan of Villaba in regular session assembled that;

ARTICLE-1 General Provisions

SECTION 1 – TITLE – This Ordinance shall known as "THE ORDINANCE CREATING WATER SUPPLY AND QUALITY MONITORING COUNCIL IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE AND PROVIDING FUNDS THEREOF AND FOR OTHER PURPOSES.

NIEL ALBERT B. NOPIQUES FELIPES S. SR. yan Member / gguniang Bayan Member Sangguniang B Sanggup siding Officer UMPAD ROQUE M. COMPRA Sangguniang Bayap Member Sangguniang Bayan Member MARIANO DE CLARO MC QURIE P. K Federation Vice Pres ry to the Sangguniang Bayan ENGR, CARLOS G. VELOSO Municipal Mayor

SECTION 2 – PURPOSES – the purposes for which this Ordinance is being created are the following:

- 1. To come up with a master plan for effective water quality monitoring and identification of potable water sources in the area.
- 2. To establish separate potable drinking water from irrigation water.
- 3. To establish water treatment facilities.
- To ensure the primary needs of the residents for safe potable drinking water will be provided at all times.
- 5. To ensure public health and general welfare of the residents.

SECTION 3 – OPERATIVE PRINCIPLES – The Local Government Unit (LGU) of Villaba will ensure that the primary need of the residents for potable drinking water will be provided at all times and to adopt R.A. 9275 otherwise known as the Philippine Clean Water Act of 2004:

SECTION 4 – DECLARATION OF POLICY – It is the policy of the Local Government Unit of Villaba that all developments in its territorial jurisdiction will conform to the laws of nature and to the National and Local Laws relating to water:

SECTION 5 – DEFINITION OF TERMS – As used in this Ordinance, the words and phrases are conceptually and operationally define as:

- LOCAL WATER SUPPLY AND MONITORING COUNCIL refers to an assembly of person called together for consultation, deliberation or discussion to effectively implement water quality monitoring plans and programs.
- 2. **MENRO** refers to Municipal Environmental and Natural Resources Office.
- 3. MRHO refers to Municipal Rural Health Office.
- 4. **DRINKING WATER** refers to water that are safe and fitted for human consumption.
- 5. POTABLE WATER/SAFE DRINKING WATER water that is free from microorganism or disease producing bacteria (pathogens) in addition, the water should not posses undesirable taste, order, color, levels of radioactivity, turbidity of chemicals and it should pass the Philippine National Standard for drinking water.
- SOURCE OF DRINKING WATER refers to water from wells, spring, deep wells, privately owned electric pump device to draw water from its wells.
- 7. **SANITARY INSPECTOR** a government personnel employed by the Municipal Government, who enforce sanitary rules, laws and regulations and implement environmental sanitation activities under the supervision of the Municipal Health Officer.
- 8. **TECHNICAL WORKING GROUP (TWG)** refers to an ad hoc group of expert working together to achieve specified goals.

SECTION 6 – ORGANIZATION OF LOCAL WATER SUPPLY AND QUALITY MONITORING COUNCIL – The water supply and quality monitoring council is created to oversee the operation of the water system and the quality of the water produced and distributed through the system and to monitor the implementation of Sanitation Code of the Philippines (P.D. No. 856) and the Philippine Clean Water Act (R.A. No. 9275):

NIEL ALBERT B. IN OPTQUEZ FELIPE'S SSR Sangguniang Bayan Member / gguniang Bayan Member Sangguei Bayan Member orary Presiding Officer MERIAM P. MIPAD hn ROQUE M. COMPRA Bavan Member Sanggunian Sangguniang Bayan Member Member WAPAD WARIANO CLARO INR President esident to the Sangguniang Bayan ENGR, CARLOS G. VELOSO Municipal Mayor

SECTION 7 – COMPOSITION OF THE WATER SUPPLY AND QUALITY MONITORING COUNCIL – the municipal water supply and quality monitoring council shall be composed but not limited to:

Chairperson: Municipal Health Officer

Members:

- 1. SB Chairman, Committee on Health
- 2. Municipal Engineer
- 3. MENRO
- 4. Sanitation Inspector II
- 5. DOH Representative
- 6. BAWASA Pres., Pob. Del Sur
- 7. Tagbubunga Plumbers Association President

SECTION 8 – FUNCTIONS OF THE COUNCIL – The council shall be responsible for the following functions:

- Formulate Local Policies concerning implementation of water supply and quality monitoring program.
- 2. Conduct, regulate or immediate sanitary survey during the existence of a potential cause of contamination.
- 3. Inform the public of the latest quality of water supply in the locality.
- 4. Endorse annual work and financial plan on water quality surveillance to the municipal council.
- 5. Receive and approve the recommendations of the Technical Working Group (TWG) based on the evaluation of the laboratory results.
- 6. Review and approve location of water sampling points.
- 7. Approve the Annual Water Quality Surveillance and analyse its quarterly report to identify trends in the quality of water supply service for appropriate action.
- 8. Endorse annual work and financial plan on water quality surveillance to the Sangguniang Bayan.
- Initiate the regular collection and analyses of water samples as prescribed by laws or ordinance.
- 10. Form the composition of (TWG) and confer the designation of the members of the Technical Working Group.
- 11. Review and approves the recommendation of the Technical Working Group (TWG) based on the evaluation of laboratory results.
- 12. Approve measures to address water quality issue.
- 13. Issue pronouncement on the quality of water supply in the locality.
- 14. Release corresponding advisories if necessary.
- 15. Conduct water supply quality audit whenever necessary.
- 16. Conduct regular quarterly meeting or as the need arises.

SECTION 9 – SPECIFIC ROLES AND RESPONSIBILITIES ON THE MEMBERS OF THE COUNCIL – Each council members shall carry out the following specific roles and responsibilities;

NIEL ALBERT B. WOPTOUEZ T. SUMARIG S. SR. FELIPE guniang Bayan Membe Sangguniang Balvan Member / ng Balvan Member iding Officer MPIMPAD MERIAM P. MPAD BOQUE M. COMPRA Sangguniang Bayan Member Sangguniang Bayan Member MARIANOV DE CLARO e Sangguniang Bayan ENGRACARNOS G. VELOSO Municipal Mayor

A. THE MUNICIPAL HEALTH OFFICER who shall:

- 1. act as chairman of the council
- 2. sign the approved council policies and resolutions
- 3. sign the approved annual work and financial plan
- delegate other related functions
- 5. take the overall lead in the implementation of water supply and quality monitoring program.
- 6. ensure enter- sectoral linkages in the water supply and quality monitoring program.
- convene council meeting.
- 8. sign communication and report to the council.
- 9. act as chairman of the council in the absence of the Municipal Mayor.
- 10. designate the council secretary who will take minutes of the council meeting.
- 11. perform other related tasks.

B. SANGGUNIANG BAYAN CHAIRMAN COMMITTEE ON HEALTH who shall:

- introduce appropriate resolution and/ or ordinance concerning water supply and quality surveillance.
- provide information to the council about existing resolutions that may affect water supply and quality monitoring.
- 3. endorse the work and financial plan prepared by the council for corresponding budget appropriation by the municipal council.

C. THE PRESIDENT OF THE WATER ASSOCIATIONS who shall:

Conduct information dissemination on water supply and quality monitoring.

D. THE MUNICIPAL ENVIRONMENTAND NATURAL RESOURCES OFFICER who shall:

- provide information to the council regarding the incidence or occurrence of water contaminants arising from the domestic industrial commercial or institutional facilities.
- 2. provide logistics and technical assistance to the council.

E. DOH REPRESENTATIVE who shall:

Provide logistic and technical assistance to the council.

F. THE MUNICIPAL ENGINEER who shall:

- 1. integrate the councils work and financial plan to the overall Municipal Development Plan.
- 2. inform the council on the short and long-term development plan of the municipality that will affect water supply and quality.
- 3. provide technical and logistic assistance to the council.

G. THE SANITARY INSPECTOR who shall:

Conduct information dissemination on the water supply and quality monitoring.

SECTION 10 - THE MUNICIPALITY OF VILLABA WATER SUPPLY AND QUALITY MONITORING COUNCIL WILL COORDINATE WITH THE ENVIRONMENT AND MANAGEMENT BUREAU – To generate reliable and correct/good data that will be used in the assessment of the quality of water by:

NIEL ALBERT B. INOPIQUEZ
Sangguniang Jayan Member /
Temporary Presiding Officer

MERIAM P. JUMPAD
Sangguniang Bayan Member

MARIANO V DE CLARO
LNB President

ENGR, CARLOS & VELOSO
Municipal Mayor

MIEL ALBERT B. INOPIQUEZ

VIOLETA T. SUM/PIG
Sangguniang Bayan Member

VIOLETA T. SUM/PIG
Sangguniang Bayan Member

FELIPE S. CASAS, SR.

Sangguniang Bayan Member

FELIPE S. CASAS, SR.

Sangguniang Bayan Member

ROGELID J. BAAY
Sangguniang Bayan Member

Sangguniang Bayan Member

FELIPE S. CASAS, SR.

Sangguniang

- 1. conducting an investigation on complaints relative to pollution and source sampling test.
- 2. evaluating and sampling the result to determine the existence and extent of pollution.
- 3. monitoring the water supply and collecting samples for laboratory analysis.
- 4. implementing a high standard of quality in the laboratory through continuous staff training acquisition of appropriate materials and maintenance of water treatment facilities.

SECTION 11 - THE CREATION OF TECHNICAL WORKING GROUP OF THE COUNCIL - The Technical Working Group (TWG) may be created to assist the council in the performance of its functions and duties as prescribed in this ordinance. The Technical Working Group who shall be composed of the following members:

- 1. Municipal Health Officer
- 2. Municipal Engineering Office Representative
- 3. Representative from the Academe or Academic Sector

SECTION 12 - LOCAL WATER SUPPLY AND QUALITY MONITORING PLAN - The council shall develop and implement a Local Water Supply and Quality Monitoring Plan which includes the perimeter sample sites, sample frequency and action plans for corrective and preventive action consistent with the 2007 Philippine Standards for Drinking Water (PNSDW):

SECTION 13 - BUDGETARY ALLOCATION FOR THE IMPLEMENTATION OF THE PLAN - the amount of Two Million Pesos (P 2,000,000.00) is hereby appropriated for effective and efficient implementation of the Local Water Supply and Quality Monitoring Plan:

SECTION 14 - REPEALING CLAUSE - All Ordinances, Rules and Regulations or parts thereof contrary to or inconsistent with any of the provisions of this Ordinance are hereby amended, modified and/ or repealed accordingly:

SECTION 15 - SEPARABILITY CLAUSE - Any provisions of this Ordinance or the application thereof be held invalid or unconstitutional, other parts thereof which are not affected shall continue to be in full force and effect:

SECTION 16 - EFFECTIVITY CLAUSE - This ordinance shall take effect upon approval and upon publication in a newspaper of local circulation in the province of leyte:

NOW, THEREFORE, on motion raised for approval of this ordinance by Sangguniang Bayan Member FELIPE S. CASAS, SR. duly seconded en masse, the motion was carried.

This Ordinance was approved on the 14th day of August 2023.

NIEL ALBERT B. INOPIQUEZ Sangguniang Bayan Member / Temporary Presiding Officer P. UMPAD ang Bayan Member

MARIANOV, DE CLARO

esident

LNB P

VIOVETA T. SUMAPIG Sangguniang Bayan Member

ROQUE M. COMPRA Sangguniang Bayan A EEDERICO ENSON

SK Pederation Vice Pre ENGR, CARLOS G. VELOSO

Municipal Mayor

FELIPE S Bayan Member

IMPAD

to the Sangguniang Bayan

MC QUIRIE P. UMPAD
Secretary to the Sanggunian Bayan

ATTESTED:

NIEL ALBERT B. INOPIQUEZ

Sangguniang Bayan Member/Temporary Presiding Officer

MERIAM P. UMPAD

Sangguniang Bayan Member

VIOLETA T. SUMAPIG
Sangguniang Bayan Member

FELIPE S CASAS, SR.
Sangguniang Bayan Member

ROGELIO J BAAY Sangguniang Bayan Member ROQUE COMPRA
Sangguniang Bayan Member

MARIANO V. DE CLARO

FEDERICO ENSOY

SK Federation President

APPROVED:

ENGR. CARLOS G. VELOSO Municipal Mayor

Date: SEP 2 1 2023

Republic of the Philippines Province of Leyte Municipality of Villaba

OFFICE OF THE SANGGUNIANG BAYAN

MINUTES

Minutes during the Public Hearing of the proposed ordinance "Creating Water Supply and Quality Monitoring Council in the Municipality of Villaba, Province of Leyte, conducted last August 11, 2023 at the SB-Session Hall at exactly 9:00 a:m in the morning.

Three (3) personnel from the different refilling stations in the municipality of Villaba were present during the said hearing, A. L. Lumapak of Barangay A. Tumamak, Rechie A. Mercado of barangay Suba, and Edison Franco of barangay Balite.

This were also participated by Mr. Jeremias Lucañas from MENRO Office, Hon Violeta T. Sumapig SB-Member, Chairwoman on Health. Some of the invited persons to attend this hearing were not available.

The proponent started the hearing by calling the meeting to order, short prayer and the singing of the National Anthem were conducted.

The proposed Ordinance were presented to the participants for their comments, reactions and suggestions for the creation of the Monitoring Council on Water Supply and Quality in the Municipality of Villaba all items in the proposed ordinance were presented.

During the deliberation, one of the participants suggested that the Local Government of Villaba should see to it and ensure that the primary needs of the residents of potable drinking water be provided at all times.

It was noted by the proponents and this will be included or incorporated in the ordinance.

There being no other matter the Public Hearing adjourn at exactly 10:30 a:m in the morning.

Signed:

HON. FELIPE'S. CASAS, SR.

Chairman, Committee on Agriculture

HON. ROQUE M. COMPRA

Vice-Chairman

HON. ROGEUO J. BAAY

Member

Republic of the Philippines Province of Leyte MUNICIPALITY OF VILLABA

COMMITTEE REPORT No. 01 S-2023 COMMITTEE ON WORKS AND INFRASTRUCTURE

A committee report during the public hearing of the Proposed Ordinance, Creating Water Suppy and Quality Monitoring Council in the Municipality of Villaba, Province of Leyte conducted last August 11, 2023 at the SB-Session Hall at exactly 9:30 in the morning.

The public hearing was participated by the three personnel from the different refilling stations. Barangay A. Tumamak in the person of A. L. Lumapak, Rechie A. Mercado of Suba and Edison Franco of Barangay Balite, Jeremias Lucañas from MENRO, Hon. Violeta T. Sumapig SB-Member Chairman on Health, the rest of the invited persons were not around. The Chairman, Committee on Agriculture presented the Proposed Ordinance for them to review and interact. The Chairman Committee on Agriculture suggested to all refilling stations in the Municipality of Villaba that they should see to it that their refilling stations water system and the quality of water produced are free from microorganism or disease-producing bacteria, to ensure the primary need of the residents for potable drinking water will be provided at all times for public health and wellness. On the other hand, no information coming from the rest of the invited persons for their non-attendance during the scheduled public hearing. Absent; MRHO, Representative from the Academic Sector, MPDO, Barangay Representative Chairman on Health.

There being no other concern the Public Hearing was adjourned at 10:30 in the morning.

Signed:

HON. FELIPE S. CASAS, SR.

Chairman. Committee on Agriculture

HON. ROQUE M. COMPRA

Vice - Chairman Committee on Agriculture

HON. ROGELIO . BAAY

Member-Committee on Agriculture

ATTENDANCE SHEET- ON THE PROPOSE ORDINANCE

"AN ORDINANCE CREATING WATER SUPPLY AND QUALITY MONITORING COUNCIL IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE AND INTERMINED FUNDS THEREOF AND FOR OTHER PURPOSES" ON AUGUST 11, 202 HELD AT THE SESSION HALL.

NAME	SIGNATURE	DATE
1. HICHE A MERCHDO CRYTHY 2. A.L. LUMAPAK & Papering	9-11	8-11-23
2. A.L. LUMAPAK & Palaing		8-11-23
3. JERGUHS R. LUCANAS' _		8-11-23
4. MOUSTI T. SCHAPIG	Whoman /	8-11-23
3. Edikon S. Franco	COL	8-11-23
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NOTICE OF PUBLIC HEARING

Notice is hereby given that a public hearing will be conducted by the Sangguniang Bayan Committee on Public Works and Infrastructure on Friday, August 11, 2023 at 9:00 o'clock in the morning at the Session Hall, Administrative Building, Municipal Compound, this Municipality regarding the proposed ordinance authored by Sangguniang Bayan Member Felipe S. Casas, Sr. entitled, "AN ORDINANCE CREATING WATER SUPPLY AND QUALITY MONITORING COUNCIL IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE AND PROVIDING FUNDS THEREOF AND FOR OTHER PURPOSES".

The Sangguniang Bayan Committee on Health Chairman, Municipal Health Officer (MHO), Municipal Agriculture's Office (MAO), Municipal Environment and Natural Resources Office (MENRO), Municipal Engineering Office (MEO), Municipal Planning and Development Office (MPDO), Business Permits and Licensing Officer (BPLO) – Designate, District Supervisors, establishments operating water refilling stations, and and all other interested parties are invited to attend.

Villaba, Leyte, August 7, 2023.

In public service,

MC QUIRIE P. UMPAD
Secretary to the Sanggunian



Hermosilla Drive, District 28, Ormoc City Contact Nos. (053) 561-0809 & 09285549820 e-mail: easternvisavasmail@gmail.com

Republic of the Philippines)
City of Ormoc)S.S.

AFFIDAVIT OF PUBLICATION

I, JIMA ZANDRA VERGARA, being first duly sworn, deposes and says: that I am the Managing Editor of the EASTERN VISAYAS MAIL, a newspaper edited and published in the City of Ormoc and circulated in the cities of Ormoc, Tacloban Maasin and Calbayog, and in the islands of Leyte, Samar and Biliran, the rest of the Visayas islands, Mindanao, Manila and Luzon;

That that the publication captioned:

Republic of the Philippines
Province of Leyte
Municipality of Villaba
OFFICE OF THE SANGGUNIANG BAYAN

MUNICIPAL ORDINANCE NO. 46, S-2023-2025

AN ORDINANCE CREATING WATER SUPPLY AND QUALITY MONITORING COUNCIL IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE AND PROVIDING FUNDS THEREOF AND FOR OTHER PURPOSES.

APPROVED: (SGD)ENGR. CARLOS G. VELOSO Municipal Mayor

was published in said newspaper for (/) M consecutive weeks in its EV Mail EV Mail Sept. 25- Oct. 1, 2023 , issues.	
That I am executing this affidavit to attest to the fact of the foregoing statements. Affiant sayeth naught. OCT 0 2 2023	further
Ormoc City. Note that the image of the image is a signature of the image of the im	0_ in
JIMA ZANDRA J. VERGARA Affiant	
VERIFICATION	
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SWORN AND SUBSCRIBED before me this _____ day of _____ with affiant exhibiting his Tax Identification Number 932-314-846-000 issued on July 9, 2016 at Ormoc City, Leyte, Philippines.

Doc No.: 190
Page No.: 40
Book No.: 40VIII
Series of 20

Notary Publicular Hands on Ghanga, Matagoh, Municipaliting of Kepanesa Middleabel
NC No. Olderiga, and Ball IC issued on 01/01/202.
NC No. ORM-22, 72,038,NC 1000-123, 327.
Virturian Analysis of Middleabel Common City
PTR No. 745(ANB),01/95(A08), 109/2023, Ormoc City
PTR No. 745(ANB),01/95(A08),01/96(ANB),



October 18, 2023

Sangguniang Panlalawigan

PROVINCE OF LEYTE

THE SANGGUNIANG PANLALAWIGAN MEMBERS
New Provincial Government Complex

Campetic, Palo, Leyte

Thru:

LEONARDO M. JAVIER, JR.

Vice Governor/Presiding Officer

Hon. Sangguniang Panlalawigan Members:

We respectfully transmit herewith fifteen (15) original copies of:

Municipal Ordinance No. 46, S- 2023-2025 "AN ORDINANCE CREATING WATER SUPPLY AND QUALITY MONITORING COUNCIL IN THE MUNICIPALITY OF VILLABA, PROVINCE OF LEYTE AND PROVIDING FUNDS THEREOF AND FOR OTHER PURPOSES."

for your review and approval.

Best regards.

Very truly yours,

MC QUIRIE P. UMPAD
Secretary to the Sangguniang Bayan

Copy furnished:

THE LOCAL CHIEF EXECUTIVE OFFICE MUNICIPAL HEALTH OFFICE MUNICIPAL ENGINEERING OFFICE Local Government Unit Villaba, Leyte